



PATENT

Attorney Docket No. 06530.0288-01000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Charles PUGSLEY et al. ) Group Art Unit: 3763  
)  
Application No.: 10/706,965 ) Examiner: C. Koharski  
)  
Filed: November 14, 2003 )  
)  
For: TISSUE PATCHES AND ) Confirmation No.: 7789  
RELATED DELIVERY SYSTEMS )  
AND METHODS )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

The listed documents are of record in prior Application No. 10/428,801, filing date May 5, 2003, upon which applicant relies for the benefits provided in 35 U.S.C. § 120, and accordingly copies are not enclosed.

10/15/2007 SZWDIE1 00000044 10706965

01 FC:1006

180.00 OP

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

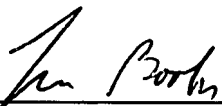
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 12, 2007

By:   
\_\_\_\_\_  
Leslie I. Bookoff  
Reg. No. 38,084